

IN THE HIGH COURT OF JUDICATURE AT PATNA

SA No.43 of 1997

MANDRIKA DEVI AND ORS.

Versus

LAKHIA DEVI & ORS

08/ 18.03.2009

This second appeal had been filed on 27.02.1997 against the judgments and decree of both the learned courts below and according to the stamp report, the said second appeal was barred by the law of limitation, but neither any application for condoning the delay was filed along with the memorandum of appeal nor it was filed even after specific order of this Court dated 03.03.2005.

In the aforesaid facts and circumstances, let this appeal be placed for hearing under Order XLI Rule 11 of the Code of Civil Procedure on Monday next i.e. 23.03.2009 and if no application for condoning the delay is filed by the appellants by that date the instant second appeal shall stand dismissed.

MPS/

(S. N. Hussain, J.)

